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3
4 CORNERSTONE STAFFING
5 SOLUTIONS, INC.,

6 Plaintiff.

7 v.

8 LARRY THAXTER JAMES, et al.,

9 Defendants.

10 Case No. 12-cv-01527-RS (JCS)

11 **DISCOVERY ORDER**

12 Re: Dkt. Nos. 225, 226

13 On October 22, 2013, the parties filed two joint letters before the Court, seeking to compel
14 Plaintiff to provide various discovery responses (“Motion”). For the reasons stated on the record at
15 the hearing held on November 1, 2013 (“Hearing”), the Motion is GRANTED in part and
16 DENIED in part as follows: (1) with respect to documents listed in Attachment A to Exhibit 1 of
17 Dkt. No. 225, the Motion is denied for failure to meet and confer in person before filing a joint
18 letter pursuant to the Court’s standing orders¹; (2) with respect to other documents requested in
19 Attachment A of Dkt. No. 225, the request is granted but, if after a reasonably diligent search the
20 documents cannot be located, Plaintiff shall file a declaration detailing all efforts made to locate
21 the missing documents and, if any documents have been destroyed, Plaintiff shall file a declaration
22 detailing how, where, when, and why those documents were destroyed; production of such
23 documents and any declaration shall occur within fourteen days of the date of the Hearing; (3)
24 with respect to documents listed in Exhibits 2, 3 and 4 of Dkt. No. 226 for which the attorney-
25 client privilege is asserted, Plaintiff shall (a) produce all documents except those created during
26 2009 by November 8, 2013 and (b) prepare a supplementation of the privilege logs sufficient to
27 demonstrate the applicability of the attorney-client privilege to documents created during 2009;

28 ¹ See Civil Standing Orders for Magistrate Judge Joseph C. Spero ¶ 8.

1 parties shall meet and confer regarding this supplementation by November 15, 2013; and (4) with
2 respect to documents listed in Exhibits 2, 3 and 4 of Dkt. No. 226 for which the tax return
3 privilege is maintained, Plaintiff shall produce all documents, including correspondence with
4 accountants and financial information given to accountants, within fourteen days of the Hearing;
5 however, Plaintiff need not produce tax returns and correspondence with accountants regarding
6 the preparation of tax returns.

7 **IT IS SO ORDERED.**

8 Dated: November 5, 2013

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10 JOSEPH C. SPERO
United States Magistrate Judge